

*Handwritten signature and initials*

*3635*

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In Re: Application of )  
GEORGE KRIKORIAN, et al )  
Serial No.: 10/042,740 )  
Filed: March 1, 2001 )  
For: MULTIPLE STAGE THEATER )  
\_\_\_\_\_ )

Art Unit:  
Examiner:

**RECEIVED**  
NOV 20 2002  
**GROUP 3600**

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NOV 14 2002

**OFFICE OF PETITIONS**

Assistant Commissioner For Patents  
Washington, DC, 20231  
Sir

RESPONSE TO OFFICE OF PETITIONS ACTION

The following is a response to an official action of the  
Office of Petitions mailed September 10, 2002.

Enclosed please find the following:

Copy of Decision on Petitions 37 CFR § 1.182 and 1.47 &  
Notice To File Missing Parts-Filing Date Granted which granted  
Rule 1.47(a) status to the above entitled application and  
Declaration of Inventorship for this application. Also enclosed  
is the late oath or declaration surcharge of \$65 for a small  
entity.

REMARKS

The examiner in the Office Of Petitions has granted Rule  
1.47(a) status to this application and has ruled that the prior  
application is converted to this continuing application and has  
required that a new oath or declaration be filed for this present

1 application for the application to be complete. The examiner also  
2 requires that a late oath or declaration filing fee be paid. The  
3 examiner stated that this response must be timely filed by  
4 November 10, 2002.

5 All of the requirements for the filing of the new continuing  
6 application have been met by this response. The enclosed  
7 decision of the Office Of Petitions grants Rule 1.47(a) status to  
8 the present application. Therefore the oath or declaration need  
9 not be signed by all of the named inventors. The new declaration  
10 is attached hereto in compliance with the decision. Also  
11 enclosed is a check in payment of the late oath or declaration  
12 surcharge of \$65 as required by the examiner.

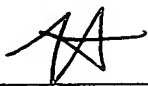
13 CONCLUSION

14 At this time all of the requirements for the continued  
15 prosecution of this application of the examiner have been met and  
16 for all of the reasons set forth above it is requested that the  
17 continuing application be sent to the examiner for further  
18 prosecution.

19 Respectfully submitted.

20  
21 DATED:

NOV 06 2002

  
\_\_\_\_\_  
Nathan Boatner, Attorney  
Reg. No. 32856  
PMB 692, 7095 Hollywood Blvd  
Los Angeles, CA, 90028  
213-840-8286

24 CERTIFICATE OF MAILING

25 I, Nathan Boatner, attorney, hereby certify that the  
26 foregoing

27 RESPONSE TO OFFICE OF PETITIONS ACTION

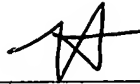
28 was deposited in the United States Post Office at Mira Loma,

1 California with first class postage prepaid on this day addressed  
2 as follows:

3 Commissioner of Patents  
4 Washington DC 20231-0001

5 DATED:

NOV 06 2002

  
Nathan Boatner, Attorney  
Reg. No. 32856

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UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov



Paper No. 17

Nathan Boatner  
PMB 692  
7095 Hollywood Boulevard  
Los Angeles, California 90028

**COPY MAILED**

SEP 10 2002

OFFICE OF PETITIONS

In re Application of  
George KRIKORIAN et al.  
Application No. 09/490,948  
Filed: January 24, 2000  
Attorney Docket No. 50064

AND

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NOV 20 2002

**GROUP 3600**

DECISION ON PETITIONS  
37 CFR §§1.182 and 1.47  
& NOTICE TO FILE  
MISSING PARTS -  
FILING DATE GRANTED

In re Application of  
George KRIKORIAN et al.  
Application No. 10/042,740  
Filed: March 1, 2001  
Attorney Docket No. 50064

This is a decision on the petition filed under 37 CFR 1.182 on January 16, 2002 in application serial number 09/490,948, to convert an improper Continued Prosecution Application to a continuing application filed under 37 CFR 1.53(b) having a filing date of March 1, 2001. This is also a decision on the petition under 37 CFR 1.47 filed January 16, 2002.

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OFFICE OF PETITIONS

The petition under 37 CFR 1.182 is **granted**.

The petition under 37 CFR 1.47 is **granted**.

Petitioner is given TWO MONTHS from the date of this decision within which to file a newly executed oath specifically referencing application serial number 10/042,740 and the late oath or declaration surcharge of \$130, as set forth in 37 CFR 1.16(e), in order to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

Application Serial Number 09/490,948 is not a complete application within the meaning of 37 CFR 1.51(b) because the oath or declaration lacks the signature of a named inventor and because the application lacks status under 37 CFR 1.47. Therefore, the request for Continued Prosecution Application (CPA) under 37 CFR 1.53(d)(1)(I)(A) is improper inasmuch as the CPA request requires, *inter alia*, that the prior non-provisional application be complete within the meaning of 37 CFR 1.51(b).

Therefore, the true copy of the '948 application which accompanies the instant petition has been converted to continuing application serial number 10/042,740 filed under 37 CFR 1.53(b) having a filing date of March 1, 2002, that is, the day the CPA request intended for the '948 application was received in the Office. The CPA papers have been removed from the '948 application file and placed in the '740 application, however they will remain unprocessed.

Petitioner has shown that the non-signing inventor has refused to join in the filing of the above-identified application.

The above-identified application and papers have been reviewed and found in compliance with 37 CFR 1.47(a). This application is hereby accorded Rule 1.47(a) status. As provided in Rule 1.47(a), this Office will forward notice of this application's filing to the non-signing inventor at the address given in the exhibits submitted with the declaration of Mr. Nathan Boatner accompanying the instant petition. Notice of the filing of this application will

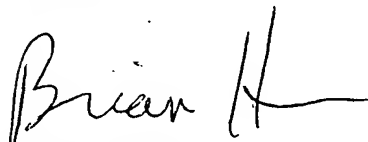
also be published in the Official Gazette.

Petitioner is advised that the oath filed with the instant petition listing ONLY Messrs. Krikorian and Zeitlian as co-inventors cannot be accepted as part of continuing application 10/042,740. The oath makes reference to, and therefore executes, the specification of parent application 09/490,948. Thus, while the continuing application has been accorded a filing date, it is still regarded as incomplete as lacking a proper oath complying with 37 CFR 1.63.

The '948 application file will be forwarded to the Office Initial Patent Examination where it will be processed as an abandoned, incomplete application. All further correspondence should be directed to application serial number 10/042,740.

Continuing application 10/042,740 will be forwarded to the Office Initial Patent Examination where it will be processed as a new, continuing application having Rule 1.47 status. ***Petitioner is reminded that all further correspondence should be directed to application serial number 10/042,740.***

Telephone inquiries related to this decision should be directed to B. Dayoan at (703) 308-3865 or, in her absence, to the undersigned at (703) 305-1820.

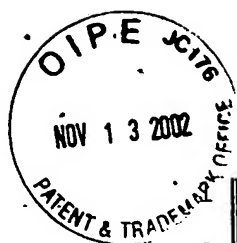
A handwritten signature in black ink, appearing to read "Brian Hearn", with a stylized flourish at the end.

Brian Hearn

Senior Petitions Examiner

Office of Petitions

Office of the Deputy Commissioner  
for Patent Examination Policy



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re: Application of  
GEORGE KRIKORIAN, et al

Serial No.: 10/042,740

Filed: March 1, 2001

For: MULTIPLE STAGE THEATER

) Art Unit:

) Examiner:

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**GROUP 3600**

Commissioner Of Patents And Trademarks  
Washington, DC, 20231

DECLARATION FOR UTILITY PATENT APPLICATION

AND POWER OF ATTORNEY

Sir:

DECLARATION

As a below-named inventor, I hereby declare that my residence, post office address, and citizenship are as stated below next to my name and that I believe that we are the original, first, and sole inventors of the subject matter which is claimed and for which a patent is sought on the invention, the specification of which is attached hereto and which has the following title:

MULTIPLE STAGE THEATER

I have reviewed and understand the contents of the above-identified specification, including the claims. I acknowledge a duty to disclose information which is material to the examination of this application in accordance with Title 37, Code Of Federal

1 Regulations, Section 1.56(a)

2 I hereby declare that all statements made herein of my own  
3 knowledge are true and that all statements made on information  
4 and belief are believed to be true; and further that these  
5 statements were made with the knowledge that willful false  
6 statements and the like so made are punishable by fine or  
7 imprisonment, or both, under section 1001 of Title 18 of the  
8 United States Code, and that such willful false statements may  
9 jeopardize the validity of the foregoing statements.

10 DATED

NOV 06 2002

George Krikorian

11 Residence & Citizenship: Redondo Beach, California, 90277  
12 Citizen of USA

13 Post Office Address: 131 Palos Verdes Boulevard  
14 Redondo Beach, CA, 90277

15 DATED

Hraztan S. Zeitlian

16 Residence & Citizenship: Los Angeles, California, 90066  
17 Citizen of USA

18 Post Office Address: 3460 Centinella Ave, Unit 201  
19 Los Angeles, CA, 90066

20 POWER OF ATTORNEY

21 As named inventor, I hereby appoint the following attorney  
22 to prosecute this application and transact all business in the  
23 Patent and Trademark Office connected therewith:

24 Nathan Boatner  
25 Registration No 32856

26 Please Address All Communications To:

27 Nathan Boatner, Attorney  
28 PMB 692, 7095 Hollywood Blvd,  
Los Angeles, CA, 90028  
(213) 840-8286

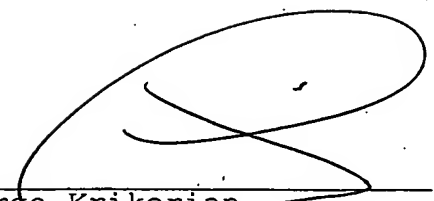


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Respectfully Submitted.

DATED: NOV 06 2002

DATED:

  
George Krikorian

Hraztan S. Zeitlian



**MEMORANDUM**

**Date:** November 6, 2002

**From:** Nathan

**To:** Mr K

**Subject:** Enclosed response for the new application

**THIS IS A CONFIDENTIAL ATTORNEY CLIENT COMMUNICATION**

**TO MR K:**

Thank for for sending me the signed new oath of inventorship in your patent application. Apparently all of the requirements for the continuing application have now been satisfied and the application will be processed by the applicable patent examiner. All I can say is that this situation is extremely complex and the rules have recently changed. However, it now seems that you have overcome the betrayals of two of the original inventors or named inventors for the theater and now it is finally possible to proceed without any more need for either of them to co-operate with you and honor their agreements to co-operate with you.

Let me know if you have any questions.

Nathan  
copy to Mr Rosa